

**MINUTES  
CITY OF ALVIN, TEXAS  
216 W. SEALY STREET  
REGULAR CITY COUNCIL MEETING  
FEBRUARY 6, 2014  
7:00 P.M.**

**I. CALL TO ORDER**

BE IT REMEMBERED that, on the above date, the City Council of the City of Alvin, Texas, met in regular session at 7:03 P.M. in the Council Chambers at City Hall, with the following members present: Mayor Gary Appelt and Councilmembers Jim Landriault, Adam Arendell, Brad Richards, Terry Droege, Greg Bullard (until 7:10 P.M.), and Roger Stuksa. Also present were Terry Lucas, City Manager and Bobbi Kacz, City Attorney. Councilmember Scott Reed was absent.

**II. INVOCATION**

The Reverend Jeff Hastings of First United Methodist Church gave the invocation.

**III. PLEDGE OF ALLEGIANCE**

Megan and Greg Bullard led the Pledge of Allegiance.

**IV. SPECIAL PRESENTATIONS**

**V. APPROVAL OF MINUTES**

A. Approval of the minutes of the regular Council meeting of January 23, 2014.

Councilmember Droege moved to approve the minutes of the regular Council meeting of January 23, 2014. Seconded by Councilmember Landriault. The motion to approve carried on a vote of 6 Ayes.

**VI. PETITIONS OR REQUESTS FROM THE PUBLIC**

**Speakers may be limited to 2, 3 or 5 minutes according to Section 2-24 of the Code of Ordinances, City of Alvin, Texas. State law prohibits the Mayor and members of the City Council from commenting on any statement or engaging in dialogue without an appropriate agenda item being posted in accordance with the Texas Open Meetings Law. Comments should be directed to the entire council, not individual members. Engaging in verbal attacks or comments intended to insult, abuse, malign or slander any individual shall be cause for termination of time privileges and expulsion from Council Chambers.**

- A. Greg Bullard and his daughter Megan addressed the Council. Megan Requested pictures of Councilmembers (important people for a school project.)

Councilmember Bullard's absence noted at 7:10 P.M.)

- B. Dick Tyson addressed the Council to request that Council allow him to file for the unexpired term for Councilmember, District C.

**VII. REPORTS FROM CITIZENS BOARDS, COMMISSIONS, AND COMMITTEES**

**VIII. PUBLIC HEARING**

**NONE**

**IX. CONSENT AGENDA: CONSIDERATION AND POSSIBLE ACTION:**

**All items listed under the Consent Agenda are considered to be routine, and require little or no deliberation by City Council. These items will be enacted/approved by one motion unless a Councilmember requests separate action on an item, in which event the item will be removed from the Consent Agenda and considered by separate action. Approval of the Consent Agenda enacts the items of legislation and authorizes implementation of other items.**

- A. Consider approval of Ordinance 14-A, amending the City of Alvin 2013-14 fiscal year budget for the purpose of appropriating \$664,932.75 of prior fiscal year (FY 2012-13) encumbrances into the current fiscal year as set forth for each individual account in the attached Exhibit "A" **on second and final reading.**

Councilmember Stuksa moved to approve the Consent Agenda. Seconded by Councilmember Landriault. The motion to approve carried on a vote of 5 Ayes.

**X. MATTERS REMOVED FROM CONSENT AGENDA**

There were none.

**XI. OTHER BUSINESS:**

**Council may approve, discuss, refer, or postpone items under Other Business.**

- A. Consider the recommendation of the Planning Commission for approval of a plat requested under the abbreviated plat procedure for Jaehne Acres, a plat of 27.672 acres, being part of a tract of land situated in the Andrew Robinson survey, Abstract 125, Brazoria County, Texas, according to the map as recorded in File No. 2012008152 O.R.B.C and located in Alvin's ETJ on FM 521 south of FM 1462.

Councilmember Landriault moved to approve a plat requested under the abbreviated plat procedure for Jaehne Acres, a plat of 27.672 acres, being part of a tract of land situated in the Andrew Robinson survey, Abstract 125, Brazoria County, Texas, according to the map as recorded in File No. 2012008152 O.R.B.C and located in Alvin's ETJ on FM 521 south of FM 1462. Seconded by Councilmember Arendell. The motion to approve carried on a vote of 5 Ayes.

- B. Consider approval of an Engineering Services Agreement with Dannenbaum Engineering Corporation in the amount of \$203,235 for engineering services to update the 2011 M-1 Ditch Watershed Study, including a drainage analysis for the Kost Street detention; also including the design of the detention pond at the northwest corner of Kost and South Streets, and the design of the M-1 cross culvert west of the intersection of South and Johnson Streets and authorize the Mayor to sign.

Councilmember Landriault moved to approve an Engineering Services Agreement with Dannenbaum Engineering Corporation in the amount of \$203,235 for engineering services to update the 2011 M-1 Ditch Watershed Study, including a drainage analysis for the Kost Street detention; also including the design of the detention pond at the northwest corner of Kost and South Streets, and the design of the M-1 cross culvert west of the intersection of South and Johnson Streets and authorize the Mayor to sign. Seconded by Councilmember Richards.

Discussion followed.

The City Manager addressed the Council for explanations.

The motion to approve carried on a vote of 5 Ayes.

- C. Consider approval of an Agreement for Professional Services with Freese & Nichols, Inc. in the amount of \$254,000 and an appropriation of an additional \$12,700 for contingencies for engineering services to draft the City's Utility Master Plan and authorize the Mayor to sign.

Councilmember Arendell moved to approve an Agreement for Professional Services with Freese & Nichols, Inc. in the amount of \$254,000 and an appropriation of an additional \$12,700 for contingencies for engineering services to draft the City's Utility Master Plan and authorize the Mayor to sign. Seconded by Councilmember Landriault.

The motion to approve carried on a vote of 5 Ayes.

The City manager addressed the Council for explanations.

Brian Smith, Public Services Director, addressed the Council for explanations.

- D. Consider approval of the 2013-14 Agreement for Beautification Services with Keep Alvin Beautiful in the amount of \$15,000 and authorize the Mayor to sign.

Councilmember Droege moved to approve of the 2013-14 Agreement for Beautification Services with Keep Alvin Beautiful in the amount of \$15,000 and authorize the Mayor to sign. Seconded by Councilmember Arendell. The motion to approve carried on a vote of 5 Ayes.

The Mayor complimented Keep Alvin Beautiful for all of its members works.

- E. Consider appointing members to the Citizens' Advisory Committee to participate with the City's consultant to update the City of Alvin Comprehensive Plan. Names previously submitted by the Council include Gabe Adame, Chad Gormly, Jay Hawkins, and Pat Miller; Council may submit additional names.

Larry Buehler, Economic Development Director, addressed the Council for explanations. He reported that two Councilmembers should serve. The committees work should be completed by September.

Additional nominations were presented by Councilmembers:

Councilmember Stuksa nominated Judy Zavalla.

Councilmember Droege nominated Missy Jordan.  
Councilmember Arendell nominate Vicki Ennis.

Councilmember Landriault nominated Dwight Rhodes if he is available to serve.

Councilmembers Richards and Stuksa offered to serve.

Councilmember Droege moved to appoint those individuals who had been nominated. Seconded by Councilmember Landriault.

The City Manager addressed the Council to answer questions.

The motion to appoint carried on a vote of 5 Ayes.

- F. Receive and acknowledge the 2012 Annual Report for the Tax Increment Reinvestment Zone Number 2 (Kendall Lakes).

Councilmember Arendell moved to acknowledge receipt of the 2012 Annual Report for the Tax Increment Reinvestment Zone Number 2 (Kendall Lakes). Seconded by Councilmember Landriault. The motion to approve carried on a vote of 5 Ayes.

- G. Consider approval of Ordinance 14-F, an ordinance amending City of Alvin, Ordinance No. 13-SS passed and approved September 12, 2013, same being an ordinance approving and adopting the City of Alvin's budget for fiscal year 2013-2014 by approving "budget amendment VI" to the original 2013-14 FY budget; providing for supplemental appropriation and/or transfer of certain funds as set forth in the attached exhibit "A"; for the purpose of replacing the Public Services Facility roofs and the City Shop roof in the amount of Four Hundred Thirty Five Thousand Dollars (\$435,000); providing for severability; and providing other matters related to the subject **on first reading**.

Councilmember Landriault moved to approve Ordinance 14-F, an ordinance amending City of Alvin, Ordinance No. 13-SS passed and approved September 12, 2013, same being an ordinance approving and adopting the City of Alvin's budget for fiscal year 2013-2014 by approving "budget amendment VI" to the original 2013-14 FY budget; providing for supplemental appropriation and/or transfer of certain funds as set forth in the attached exhibit "A"; for the purpose of replacing the Public Services Facility roofs and the City Shop roof in the amount of Four Hundred Thirty Five Thousand Dollars (\$435,000); providing for severability; and providing other matters related to the subject on first reading. Seconded by Councilmember Richards. The motion to approve carried on a vote of 5 Ayes.

- H. Consider approval of a "Roofing Material and Services Proposal"

with Garland/DBS, Inc. for an amount not to exceed Four Hundred Thirty Five Thousand Dollars (\$435,000) to replace the Public Service Facility roofs and City Shop roof and authorize the City Manager to approve the purchase orders for these expenditures.

Councilmember Landriault moved to approve a "Roofing Material and Services Proposal" with Garland/DBS, Inc. for an amount not to exceed Four Hundred Thirty Five Thousand Dollars (\$435,000) to replace the Public Service Facility roofs and City Shop roof and authorize the City Manager to approve the purchase orders for these expenditures. Seconded by Councilmember Arendell. The motion to approve carried on a vote of 5 Ayes.

## **XII. REPORTS FROM CITY MANAGER**

- A. Review preliminary list of items for the Council meeting of February 20, 2014.

The preliminary list of items for the Council meeting of February 20, 2014 was presented and reviewed.

- B. Response to Councilman Stuksa's request for update of Animal Shelter.

The City Manager reported that the Animal Shelter was 70 percent complete. The punch list should be ready on May 15, 2014. The old shelter will be razed in two weeks after the new shelter is occupied.

## **XIII. REPORTS FROM COUNCILMEMBERS**

**Pursuant to S.B. No. 1182, City Council Members may make a report or an announcement about items of community interest during a meeting of the governing body. No action will be taken or discussed.**

- A. Announcements and requests from Councilmembers.

Councilmember Landriault reported that indeed he has resigned his seat as Councilmember District C since he has filed to run for the office of Mayor of Alvin. However, Council will call the special election to fill the District C seat on February 20, 2014. After the election is called, citizens can begin to file for the office.

The Mayor thanked those in the audience who attend the meeting.

**XIV. EXECUTIVE – CLOSED SESSION**

The Mayor called an executive session at 7:40 P.M. for the following:

- A. Section 551.087 of the Government Code: (1) Deliberations regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations or (2) deliberations regarding the offer of a financial or other incentive to a business prospect described by Subdivision (1).**

The meeting reconvened at 9:04 P.M.

**XV. ACTION ITEMS FROM EXECUTIVE – CLOSED SESSION**

**NONE**

**XVI. OPEN MEETINGS ACT RESOLUTION**

- A. Consider Resolution No. OMA-R-14-02-06, A RESOLUTION CONFIRMING COMPLIANCE WITH THE PROVISIONS OF THE OPEN MEETINGS ACT.**

Councilmember Droege moved to approve Resolution No. OMA-R-14-02-06, a resolution confirming compliance with the provisions of the Open Meetings Act. Seconded by Councilmember Landriault. The motion to approve carried on a vote of 5 Ayes.

**XVII. ADJOURNMENT**

Councilmember Droege moved to adjourn. Seconded by Councilmember Richards. The motion to adjourn carried on a vote of 5 Ayes. The meeting adjourned at 9:05 P.M.